

SEP 15 2003

**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

STT 0003 (2307)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Assistant Commissioner for Patents, Washington D.C. 20231" on 9/14/03.

Signature C. NesslerTyped or printed name Charles G. Nessler

In re Application of

K. Krueger et al.

SEP 23 2003

Application Number
09/849,768

Filed

05/10/2001

For
Stormwater Management System

Group Art Unit

3671

Examiner

A. Pechhold

GROUP 300

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 320

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 160

A check in the amount of the fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 14-0711. I have enclosed a duplicate copy of this sheet.

A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

 applicant/inventor.09/16/2003 NGEBREM1 00000097 09849768
01 FC:2401 assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b)
is enclosed. (Form PTO/SB/96)

160.00 op

Signature

 attorney or agent of record.

Charles G. Nessler

 attorney or agent acting under 37 CFR 1.34(a).

Typed or printed name

Registration number if acting under 37 CFR 1.34(a). 9/12/03

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

 *Total of 1 forms are submitted.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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BOX AF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. 09/849,768

Date: September 14, 2003

RECEIVED

Date Filed: 5/4/2001

Examiner: A. Pechhold

SEP 23 2003

Applicant: K. Krueger et al.

Group: 3671

GROUP 3671

Title: Stormwater Management System

Attorney No. STT-0003 (2307)

TRANSMITTAL LETTER FOR NOTICE OF APPEAL

Applicants enclose notice of appeal together with a check for \$160 in payment of the small entity fee. Please charge any fee deficiency, or credit any excess, to Deposit Account No. 14-0711.

Respectfully submitted,
Kurt J. Kruger et al.

By _____

C. G. Nessler
Their Attorney

C. G. Nessler
Box H
Chester, CT 06412
(860) 526-9149
(860) 526-1043

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 14, 2003

C. G. Nessler